



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

TJR

Docket No: 2314-99

24 August 1999

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 10 August 1999. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record, and applicable statutes, regulations, and policies.

After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found you reenlisted in the Navy on 30 May 1986. Your record reflects that you served for nearly four years without disciplinary incident but on 5 April 1990 you received nonjudicial punishment (NJP) for an unspecified period of unauthorized absence (UA) and disorderly conduct. The punishment imposed was restriction and extra duty for 14 days and reduction to paygrade E-3. You were also convicted by special court-martial (SPCM) of aggravated assault, apparently committed upon your son. You were sentenced to confinement at hard labor for 30 days and forfeitures totalling \$600.

Subsequently, you were notified of pending separation action by reason of misconduct due to commission of a serious offense. Shortly thereafter you elected to waive the right to present your case to an administrative discharge board. Your commanding

Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director